

# SENATE BILL 328

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CF HB 13

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By: **Senator McFadden**

Introduced and read first time: January 27, 2012

Assigned to: Education, Health, and Environmental Affairs

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Committee Report: Favorable

Senate action: Adopted

Read second time: March 8, 2012

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Baltimore City – 45th Legislative District – Alcoholic Beverages – Landlords –**  
3 **Licensed Premises**

4 FOR the purpose of making it a misdemeanor in the 45th Legislative District in  
5 Baltimore City for a landlord to rent out a premises to be used for the sale of  
6 alcoholic beverages by a holder of a Class A alcoholic beverages license if the  
7 landlord knows or has reason to know that the use would violate a certain  
8 minimum distance requirement between a licensed premises and a place of  
9 worship or school; providing for the application of this Act; providing a penalty;  
10 and generally relating to the sale of alcoholic beverages in the 45th Legislative  
11 District in Baltimore City.

12 BY adding to  
13 Article 2B – Alcoholic Beverages  
14 Section 16–509.1  
15 Annotated Code of Maryland  
16 (2011 Replacement Volume)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
18 MARYLAND, That the Laws of Maryland read as follows:

19 **Article 2B – Alcoholic Beverages**

20 **16–509.1.**

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1           **(A) IN THE 45TH LEGISLATIVE DISTRICT IN BALTIMORE CITY, A**  
2 **LANDLORD MAY NOT RENT OUT TO A HOLDER OF A CLASS A ALCOHOLIC**  
3 **BEVERAGES LICENSE OF ANY TYPE A PREMISES TO BE USED FOR THE SALE OF**  
4 **ALCOHOLIC BEVERAGES IF THE LANDLORD KNOWS OR HAS REASON TO KNOW**  
5 **THAT THE SALE OF ALCOHOLIC BEVERAGES ON THE PREMISES WOULD VIOLATE**  
6 **A PROVISION IN THIS ARTICLE THAT REQUIRES A MINIMUM DISTANCE TO BE**  
7 **MAINTAINED BETWEEN A LICENSED PREMISES AND A PLACE OF WORSHIP OR**  
8 **SCHOOL.**

9           **(B) A PERSON WHO VIOLATES THIS SECTION IS GUILTY OF A**  
10 **MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING**  
11 **\$1,000.**

12           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be  
13 construed to apply only prospectively and may not be applied or interpreted to have  
14 any effect on or application to any premises rented out to be used for the sale of  
15 alcoholic beverages in the 45th Legislative District of Baltimore City before the  
16 effective date of this Act.

17           SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
18 July 1, 2012.

Approved:

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Governor.

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President of the Senate.

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Speaker of the House of Delegates.